

AGENDA
REGULAR MEETING OF COUNCIL
June 23, 2016
6:30 P.M.

1. ROLL CALL

2. READING OF MINUTES

3. REPORTS & COMMUNICATIONS FROM MAYOR & HEADS OF DEPARTMENTS AND INTERESTED PARTIES AND CITY CLERK'S NOTES:
 - A. MINUTES OF THE SCRANTON FIREFIGHTERS PENSION COMMISSION MEETING HELD MAY 11, 2016.
 - B. MINUTES OF THE COMPOSITE PENSION BOARD MEETING HELD MAY 11, 2016.
 - C. MINUTES OF THE SCRANTON POLICE PENSION COMMISSION MEETING HELD MAY 11, 2016.
 - D. MINUTES OF THE NON-UNIFORM MUNICIPAL PENSION BOARD MEETING HELD MAY 11, 2016.
 - E. AGENDA FOR THE NON-UNIFORM MUNICIPAL PENSION BOARD MEETING HELD JUNE 15, 2016.
 - F. CHECK RECEIVED IN THE AMOUNT OF \$2,262.00 FROM GOODWILL AT NORTH GERALD T. LANGAN APARTMENTS, WHICH IS PAYMENT IN LIEU OF TAXES FOR THE CITY OF SCRANTON.
 - G. CONTROLLER'S REPORT FOR THE MONTH ENDING MAY 31, 2016.

- H. AGENDA FOR THE CITY PLANNING COMMISSION MEETING HELD JUNE 22, 2016.
- I. MINUTES OF THE SCRANTON-LACKAWANNA HEALTH AND WELFARE AUTHORITY'S REGULAR BOARD MEETING HELD MAY 19, 2016.
- J. 2015 COMBINED AUDIT REPORT FOR THE SCRANTON LACKAWANNA HEALTH AND WELFARE AUTHORITY.

4. CITIZENS PARTICIPATION

5. INTRODUCTION OF ORDINANCES, RESOLUTIONS, APPOINTMENT AND/OR RE-APPOINTMENTS TO BOARDS & COMMISSIONS MOTIONS & REPORTS OF COMMITTEES:

A.
MOTIONS

B.
FOR INTRODUCTION - A RESOLUTION - APPOINTMENT OF PAUL BERNARDI, 306 EDWARD DRIVE, CLARKS SUMMIT, PENNSYLVANIA, 18411, AS A MEMBER OF THE FIRE PENSION COMMISSION, EFFECTIVE JUNE 16, 2016. MR. BERNARDI WILL BE REPRESENTING THE RETIRED FIREFIGHTERS ON THE COMMISSION FOR A FIVE (5) YEAR TERM WHICH WILL EXPIRE ON JUNE 16, 2021.

C.
FOR INTRODUCTION - A RESOLUTION - APPOINTMENT OF BERNARD GARVEY, 601 MERIDIAN AVENUE, SCRANTON, PENNSYLVANIA, 18504, AS A MEMBER OF THE FIRE PENSION COMMISSION, EFFECTIVE JUNE 16, 2016. MR. GARVEY WILL BE REPRESENTING THE RETIRED FIREFIGHTERS ON THE COMMISSION FOR A FIVE (5) YEAR TERM WHICH WILL EXPIRE ON JUNE 16, 2021.

D.

FOR INTRODUCTION – A RESOLUTION – ADOPTING AND IMPLEMENTING THE POLICIES AND PROCEDURES RELATING TO COMPLIANCE WITH CONTINUING DISCLOSURE REQUIREMENTS FOR THE CITY OF SCRANTON, LACKAWANNA COUNTY, PENNSYLVANIA.

6. CONSIDERATION OF ORDINANCES – READING BY TITLE

A.

READING BY TITLE – FILE OF THE COUNCIL NO. 37, 2016 – AN ORDINANCE – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO CONCESSION ARRANGEMENTS WITH COMMUNITY DEVELOPMENT PROPERTIES, SCRANTON, INC. (THE “CONCESSIONAIRE”) WITH RESPECT TO METERED PARKING IN THE CITY OF SCRANTON (THE “CITY”) AND THE GARAGES OWNED BY THE PARKING AUTHORITY OF THE CITY OF SCRANTON, PENNSYLVANIA (THE “AUTHORITY”) PURSUANT TO THE SCRANTON METERED PARKING SYSTEM CONCESSION AND SERVICES AGREEMENT (THE “METERED SYSTEM CONCESSION AGREEMENT”) AND SCRANTON PARKING FACILITIES SYSTEM CONCESSION AND LEASE AGREEMENT (THE “FACILITIES CONCESSION AGREEMENT”), AND TO AUTHORIZE CERTAIN ACTIONS AND ANCILLARY AGREEMENTS CONTEMPLATED BY THE METERED SYSTEM CONCESSION AGREEMENT AND THE FACILITIES CONCESSION AGREEMENT.

B.

READING BY TITLE – FILE OF THE COUNCIL NO. 38, 2016 – AN ORDINANCE – ATTACHED IS AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SCRANTON, LACKAWANNA COUNTY, PENNSYLVANIA, AUTHORIZING AND DIRECTING ISSUANCE OF ITS GENERAL OBLIGATION NOTES, SERIES OF 2016 (THE “NOTES”) IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$47,000,000 PURSUANT TO THE ACT OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, KNOWN AS THE LOCAL GOVERNMENT UNIT DEBT ACT, WITH THE PROCEEDS, TO PROVIDE FUNDS FOR AND TOWARD THE COSTS OF A PROJECT CONSISTING OF: (1) REFUNDING ALL OF THE CITY’S OUTSTANDING LEASE RENTAL DEBT REPRESENTED BY THE

CITY'S GUARANTY OF THE PARKING AUTHORITY OF THE CITY OF SCRANTON, PENNSYLVANIA'S GUARANTEED PARKING REVENUE BONDS, SERIES OF 2004, GUARANTEED PARKING REVENUE BONDS, SERIES OF 2006 AND GUARANTEED PARKING REVENUE BONDS, SERIES OF 2007 (COLLECTIVELY, THE "*REFUNDED BONDS*"), (2) FUNDING RENOVATIONS TO VARIOUS FIRE STATIONS LOCATED IN THE CITY, AND (3) PAYING THE COSTS RELATED TO THE ISSUANCE OF THE NOTES; FINDING A PRIVATE SALE BY NEGOTIATION TO BE IN THE BEST FINANCIAL INTERESTS OF THE LOCAL GOVERNMENT UNIT; DETERMINING THAT SUCH DEBT SHALL BE NONELECTORAL DEBT OF THE LOCAL GOVERNMENT UNIT; ACCEPTING A PROPOSAL FOR PURCHASE OF SUCH NOTES, AND AWARDING SUCH NOTES, AND SETTING FORTH RELATED PROVISIONS; PROVIDING THAT SUCH GENERAL OBLIGATION NOTES, WHEN ISSUED, SHALL BE GENERAL OBLIGATIONS OF THE LOCAL GOVERNMENT UNIT; FIXING THE SUBSTANTIAL FORM, DENOMINATIONS, NUMBERS, DATE, MATURITY DATES, YIELDS, INTEREST RATES, INTEREST PAYMENT DATES, REGISTRATION PROVISIONS, PLACE OF PAYMENT OF PRINCIPAL, MATURITY AMOUNT AND INTEREST; AUTHORIZING EXECUTION OF SUCH NOTES AND AUTHENTICATION THEREOF; PROVIDING COVENANTS RELATED TO PAYMENT OF DEBT SERVICE AND PLEDGING THE FULL FAITH, CREDIT AND TAXING POWER OF THE LOCAL GOVERNMENT UNIT IN SUPPORT THEREOF; CREATING A SINKING FUND AND A CLEARING ACCOUNT; APPOINTING AGENTS AND PROFESSIONALS; AUTHORIZING THE ACQUISITION OF BOND INSURANCE; AUTHORIZING AND DIRECTING SPECIFIED OFFICERS OF THE LOCAL GOVERNMENT UNIT TO DO, TO TAKE AND TO PERFORM CERTAIN SPECIFIED, REQUIRED, NECESSARY OR APPROPRIATE ACTS AND THINGS; RATIFYING PRIOR ADVERTISEMENT AND DIRECTING FURTHER ADVERTISEMENT; AUTHORIZING PAYMENT OF EXPENSES; AUTHORIZING APPROVAL OF A PRELIMINARY OFFICIAL STATEMENT AND FINAL OFFICIAL STATEMENT; PROVIDING COVENANTS RELATED TO CONTINUING DISCLOSURE AND COMPLIANCE WITH PROVISIONS OF THE INTERNAL REVENUE CODE; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INSOFAR AS THE SAME SHALL BE INCONSISTENT HERewith.

C.

READING BY TITLE - FILE OF THE COUNCIL NO. 39, 2016 - AN ORDINANCE - EXTENDING THE TERM OF EXISTENCE OF THE PARKING AUTHORITY OF THE CITY OF SCRANTON, PENNSYLVANIA (THE "AUTHORITY") TO FIFTY (50) YEARS FROM THE DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE PUBLICATION OF NOTICE OF ENACTMENT HEREOF AND OF INTENT TO FILE A CERTIFIED COPY HEREOF, TOGETHER WITH PROOFS OF PUBLICATION OF SUCH NOTICE, WITH THE SECRETARY OF THE COMMONWEALTH, AND DIRECTING SUCH FILING, ALL PURSUANT TO THE PARKING AUTHORITY LAW; AND REPEALING INCONSISTENT ORDINANCES AND RESOLUTIONS, OR PARTS THEREOF.

D.

READING BY TITLE - FILE OF THE COUNCIL NO. 40, 2016 - AN ORDINANCE - REPEALING FILE OF THE COUNCIL NO. 30, 2012 (AS AMENDED) ENTITLED "IMPOSING A TAX FOR GENERAL REVENUE PURPOSES ON OPERATORS OF PARKING SPACES AT THE RATE OF FIFTEEN PERCENT (15%) UPON EACH PARKING TRANSACTION AND ESTABLISHING ANNUAL LICENSE PROCEDURES AND FEES AND PROMULGATING THE RECORD KEEPING AND REPORTING RULES AND REGULATIONS ON PARKING TRANSACTIONS PURSUANT TO THE LOCAL TAX ENABLING ACT 53 PA. C.S.A. 6901 ET SEQ AND FILE OF THE COUNCIL NO. 30, 2014 WHICH AMENDED FILE OF THE COUNCIL NO. 30, 2012.

E.

READING BY TITLE - FILE OF THE COUNCIL NO. 41, 2016 - AN ORDINANCE - AMENDING FILE OF THE COUNCIL NO. 91, 2002 "AN ORDINANCE AS AMENDED PROVIDING FOR THE ESTABLISHMENT OF PARKING METER ZONES WITHIN THE CITY OF SCRANTON; ESTABLISHING HOURS OF OPERATION; PROVIDING FOR THE INSTALLATION OF METERS AND PARKING METER RATES; AUTHORIZING THE ENFORCEMENT OF PARKING ORDINANCES AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF" BY AMENDING SECTION 3(A) TO REFLECT THE CHANGE IN HOURLY RATES.

F.

READING BY TITLE - FILE OF THE COUNCIL NO. 42, 2016 - AN ORDINANCE - AMENDING AND SUPPLEMENTING THE CODE OF THE CITY OF SCRANTON (THE "CODE"), CHAPTER 439 - VEHICLES AND TRAFFIC BY ADDING AND DELETING LANGUAGE IN SECTIONS 439-12, 439-25, 439-26, 439-27, 439-29, 439-29.1, 439-41, 439-43, 439-45, 439-48, 439-51, 439-52, 439-53, 439-54, 439-60 AND 439-61.

G.

READING BY TITLE - FILE OF THE COUNCIL NO. 43, 2016 - AN ORDINANCE - AMENDING AND SUPPLEMENTING THE CODE OF THE CITY OF SCRANTON, CHAPTER 439 VEHICLES AND TRAFFIC, BY ADDING AND DELETING LANGUAGE IN SECTION 439-28 ENFORCE ON-STREET PARKING REGULATIONS.

7. FINAL READING OF RESOLUTIONS AND ORDINANCES

A.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - FILE OF THE COUNCIL NO. 31, 2016 - AUTHORIZING THE MAYOR TO EXECUTE AND ENTER INTO THE AGREEMENT OF INTERGOVERNMENTAL COOPERATION AND MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE LACKAWANNA COUNTY LAND BANK, COUNTY OF LACKAWANNA, CITY OF SCRANTON AND SCRANTON SCHOOL DISTRICT FOR LAND BANK ACQUISITION AND RESTORATION OF BLIGHTED, VACANT, ABANDONED AND TAX DELINQUENT PROPERTIES.

B.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - FILE OF THE COUNCIL NO. 32, 2016 - APPROVING AND AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTIES BY EMINENT DOMAIN, DEED IN LIEU OF CONDEMNATION, AGREEMENT, OR OTHERWISE OF ANY AND ALL RIGHTS, LICENSES, PERSONAL PROPERTY, EASEMENTS, INTERESTS, OR TITLES IN REAL ESTATE AND/OR STRUCTURES REQUIRED IN ORDER TO OBTAIN FEE SIMPLE TITLE TO SAID PROPERTIES TO COMPLETE THE LACKAWANNA RIVER LOCAL FLOOD PROTECTION PROJECT.

C.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY DEVELOPMENT – FOR ADOPTION – FILE OF THE COUNCIL NO. 33, 2016 – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO APPROVE THE USE OF THE SCRANTON HOME ASSISTANCE PROGRAM (SHAP) AS AN INCENTIVE FOR PROSPECTIVE HOMEBUYERS TO PURCHASE SINGLE FAMILY HOMES WITHIN THE CITY OF SCRANTON.

D.

FOR CONSIDERATION BY THE COMMITTEE ON RULES – FOR ADOPTION – FILE OF THE COUNCIL NO. 34, 2016 – AMENDING FILE OF THE COUNCIL NO. 21, 2016 AN ORDINANCE ENTITLED “DEFINING AND AUTHORIZING TAX EXEMPTIONS FROM REAL PROPERTY TAX IN ORDER TO IMPROVE DETERIORATING REAL PROPERTY IN CERTAIN AREAS IN THE CITY OF SCRANTON, ESTABLISHING AN EXEMPTION SCHEDULE AND PROCEDURES FOR OBTAINING EXEMPTIONS, AND PROVIDING FOR NON-PERMISSIBLE EXEMPTIONS AND LIMITING AMENDMENT THERETO” BY AMENDING SECTION 10. EFFECTIVE DATE TO CHANGE THE RESPONSE TIME FOR APPROVALS BY THE SCHOOL DISTRICT OF THE CITY OF SCRANTON AND LACKAWANNA COUNTY BOARD OF COMMISSIONERS FROM THIRTY (30) DAYS TO NINETY (90) DAYS.

E.

FOR CONSIDERATION BY THE COMMITTEE ON RULES – FOR ADOPTION – FILE OF THE COUNCIL NO. 35, 2016 – AMENDING FILE OF THE COUNCIL NO. 22, 2016, AN ORDINANCE ENTITLED “DEFINING AND AUTHORIZING TAX EXEMPTIONS FROM REAL PROPERTY TAX IN ORDER TO STIMULATE RESIDENTIAL, COMMERCIAL AND OTHER BUSINESS ACTIVITY IN CERTAIN AREAS IN THE CITY OF SCRANTON, ESTABLISHING AN EXEMPTION SCHEDULE AND PROCEDURES FOR OBTAINING EXEMPTIONS, PROVIDING FOR NON-PERMISSIBLE EXEMPTIONS AND LIMITING AMENDMENT THERETO” BY AMENDING SECTION 10. EFFECTIVE DATE TO CHANGE THE RESPONSE TIME FOR APPROVALS BY THE SCHOOL DISTRICT OF THE CITY OF SCRANTON AND LACKAWANNA COUNTY BOARD OF COMMISSIONERS FROM THIRTY (30) DAYS TO NINETY (90) DAYS.

F.

FOR CONSIDERATION BY THE COMMITTEE ON RULES – FOR ADOPTION – FILE OF THE COUNCIL NO. 36, 2016 – AMENDING FILE OF THE COUNCIL NO. 57 OF 1996 (AS AMENDED), ENTITLED “DEFINING AND AUTHORIZING TAX EXEMPTIONS FROM REAL PROPERTY TAX IN ORDER TO STIMULATE RESIDENTIAL DEVELOPMENT IN CERTAIN AREAS IN THE CITY OF SCRANTON, ESTABLISHING AN EXEMPTION SCHEDULE AND PROCEDURES FOR OBTAINING EXEMPTIONS, PROVIDING FOR NON-PERMISSIBLE EXEMPTIONS, AND LIMITING AMENDMENTS HERETO” BY AMENDING SECTION 10. EFFECTIVE DATE TO CHANGE THE RESPONSE TIME FOR APPROVALS BY THE SCHOOL DISTRICT OF THE CITY OF SCRANTON AND LACKAWANNA COUNTY BOARD OF COMMISSIONERS FROM THIRTY (30) DAYS TO NINETY (90) DAYS.

G.

FOR CONSIDERATION BY THE COMMITTEE ON RULES – FOR ADOPTION – RESOLUTION NO. 47, 2016 – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO APPROVE THE BOND COMPLIANCE POLICIES AND PROCEDURES FOR THE TAX EXEMPT STATUS OF TAX-EXEMPT BONDS OR NOTES ISSUED FOR ITS BENEFIT.

8.

ADJOURNMENT

LORI REED
CITY CLERK
SCRANTON, PENNSYLVANIA